

Fill in this information to identify the case:Debtor name Mountain Divide, LLCUnited States Bankruptcy Court for the: DISTRICT OF MONTANA

Case number (if known) _____

☐ Check if this is an amended filing**Official Form 207****Statement of Financial Affairs for Non-Individuals Filing for Bankruptcy**

04/16

The debtor must answer every question. If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write the debtor's name and case number (if known).

Part 1: Income**1. Gross revenue from business**☐ None.**Identify the beginning and ending dates of the debtor's fiscal year, which may be a calendar year****Sources of revenue**
Check all that apply**Gross revenue**
(before deductions and exclusions)**From the beginning of the fiscal year to filing date:**From **1/01/2016** to **Filing Date**☒ Operating a business\$828,250.12☐ Other _____**For prior year:**From **1/01/2015** to **12/31/2015**☒ Operating a business\$4,246,221.00☐ Other _____**For year before that:**From **1/01/2014** to **12/31/2014**☒ Operating a business\$16,489,121.00☐ Other _____**2013**From **/ /** to **12/31/1999**☒ Operating a business\$12,734,859.00☐ Other _____**2. Non-business revenue**

Include revenue regardless of whether that revenue is taxable. *Non-business income* may include interest, dividends, money collected from lawsuits, and royalties. List each source and the gross revenue for each separately. Do not include revenue listed in line 1.

☐ None.**Description of sources of revenue****Gross revenue from each source**
(before deductions and exclusions)**From the beginning of the fiscal year to filing date:**From **1/01/2016** to **Filing Date****Interest on Reclamation Bond**\$200.00**Part 2: List Certain Transfers Made Before Filing for Bankruptcy**

Debtor **Mountain Divide, LLC**

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3. Certain payments or transfers to creditors within 90 days before filing this case

List payments or transfers—including expense reimbursements—to any creditor, other than regular employee compensation, within 90 days before filing this case unless the aggregate value of all property transferred to that creditor is less than \$6,425. (This amount may be adjusted on 4/01/19 and every 3 years after that with respect to cases filed on or after the date of adjustment.)

☐ None.

Creditor's Name and Address	Dates	Total amount of value	Reasons for payment or transfer <i>Check all that apply</i>
3.1. BCBS Healthcare Service Corporation PO Box 731428 Dallas, TX 75373-1428	8/2/2016 9/15/2016 10/3/2016	\$11,707.53	<input type="checkbox"/> Secured debt <input type="checkbox"/> Unsecured loan repayments <input type="checkbox"/> Suppliers or vendors <input type="checkbox"/> Services <input checked="" type="checkbox"/> Other <u>Debtor employee health care premiums.</u>
3.2. Internal Revenue Service 1325 US Highway 2 West Kalispell, MT 59901	7/15/2016 8/3/2016 9/2/2016 9/7/2016	\$33,989.78	<input type="checkbox"/> Secured debt <input type="checkbox"/> Unsecured loan repayments <input type="checkbox"/> Suppliers or vendors <input type="checkbox"/> Services <input checked="" type="checkbox"/> Other <u>Debtor Employee Payroll Tax</u>
3.3. Eide Bailly PO Box 7112 Billings, MT 59103	8/18/2016	\$10,000.00	<input type="checkbox"/> Secured debt <input type="checkbox"/> Unsecured loan repayments <input type="checkbox"/> Suppliers or vendors <input checked="" type="checkbox"/> Services <input checked="" type="checkbox"/> Other <u>2015 Tax Services</u>
3.4. Ford Motor Credit PO Box 552679 Detroit, MI 48255	7/7/2016 8/19/2016 9/16/2016 10/3/2016	\$7,311.85	<input checked="" type="checkbox"/> Secured debt <input type="checkbox"/> Unsecured loan repayments <input type="checkbox"/> Suppliers or vendors <input type="checkbox"/> Services <input type="checkbox"/> Other _____
3.5. General Well Service, Inc. PO Box 1308 Cut Bank, MT 59427	7/20/2016 8/18/2016	\$35,170.00	<input type="checkbox"/> Secured debt <input type="checkbox"/> Unsecured loan repayments <input type="checkbox"/> Suppliers or vendors <input checked="" type="checkbox"/> Services <input type="checkbox"/> Other _____
3.6. IPFS Corporation 24722 Network Place Chicago, IL 60673	7/18/2016 8/17/2016	\$8,160.58	<input type="checkbox"/> Secured debt <input type="checkbox"/> Unsecured loan repayments <input checked="" type="checkbox"/> Suppliers or vendors <input checked="" type="checkbox"/> Services <input checked="" type="checkbox"/> Other <u>Liability Insurance</u>

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Creditor's Name and Address	Dates	Total amount of value	Reasons for payment or transfer <i>Check all that apply</i>
3.7. Sheridan Electric Cooperative, Inc. PO Box 227 Medicine Lake, MT 59247	7/7/2016 7/13/2016 8/3/2016 9/12/2016 10/3/2016 10/12/2016	\$95,587.21	<input type="checkbox"/> Secured debt <input type="checkbox"/> Unsecured loan repayments <input checked="" type="checkbox"/> Suppliers or vendors <input type="checkbox"/> Services <input checked="" type="checkbox"/> Other <u>Electricity Service</u>
3.8. Weatherford Artificial Lift Sys Inc. PO Box 301003 Dallas, TX 75303	8/18/2016 8/18/2016	\$9,810.81	<input type="checkbox"/> Secured debt <input type="checkbox"/> Unsecured loan repayments <input checked="" type="checkbox"/> Suppliers or vendors <input type="checkbox"/> Services <input type="checkbox"/> Other _____
3.9. State of North Dakota Dept of ND Trust Lands PO Box 5523 Bismarck, ND 58506	7/14/2016, 10/4/2016	\$13,378.91	<input type="checkbox"/> Secured debt <input type="checkbox"/> Unsecured loan repayments <input type="checkbox"/> Suppliers or vendors <input type="checkbox"/> Services <input checked="" type="checkbox"/> Other _____
3.10 New Century Ag PO Box 125 Fortuna, ND 58844	8/16/2016, 10/3/2016, 10/12/2016	\$7,702.98	<input type="checkbox"/> Secured debt <input type="checkbox"/> Unsecured loan repayments <input type="checkbox"/> Suppliers or vendors <input checked="" type="checkbox"/> Services <input type="checkbox"/> Other _____

4. Payments or other transfers of property made within 1 year before filing this case that benefited any insider

List payments or transfers, including expense reimbursements, made within 1 year before filing this case on debts owed to an insider or guaranteed or cosigned by an insider unless the aggregate value of all property transferred to or for the benefit of the insider is less than \$6,425. (This amount may be adjusted on 4/01/19 and every 3 years after that with respect to cases filed on or after the date of adjustment.) Do not include any payments listed in line 3. *Insiders* include officers, directors, and anyone in control of a corporate debtor and their relatives; general partners of a partnership debtor and their relatives; affiliates of the debtor and insiders of such affiliates; and any managing agent of the debtor. 11 U.S.C. § 101(31).

☒ None.

Insider's name and address Relationship to debtor	Dates	Total amount of value	Reasons for payment or transfer
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5. Repossessions, foreclosures, and returns

List all property of the debtor that was obtained by a creditor within 1 year before filing this case, including property repossessed by a creditor, sold at a foreclosure sale, transferred by a deed in lieu of foreclosure, or returned to the seller. Do not include property listed in line 6.

☐ None

Creditor's name and address	Describe of the Property	Date	Value of property
Northern Ford 120 W Main Street Cut Bank, MT 59427	2013 Ford Explorer. Returned to dealership.	March, 2016	\$25,000.00

6. Setoffs

List any creditor, including a bank or financial institution, that within 90 days before filing this case set off or otherwise took anything from an account of the debtor without permission or refused to make a payment at the debtor's direction from an account of the debtor because the debtor owed a debt.

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☐ None

Creditor's name and address	Description of the action creditor took	Date action was taken	Amount
Northern States Completions 14069 49th Street NW PO Box 1267 Williston, ND 58802	Executed on oil and gas lien. Funds held by oil and gas purchaser. Last 4 digits of account number: _____		\$27,467.93

Part 3: Legal Actions or Assignments**7. Legal actions, administrative proceedings, court actions, executions, attachments, or governmental audits**

List the legal actions, proceedings, investigations, arbitrations, mediations, and audits by federal or state agencies in which the debtor was involved in any capacity—within 1 year before filing this case.

☐ None.

	Case title Case number	Nature of case	Court or agency's name and address	Status of case
7.1.	American Pipe & Supply, Co. v. Mountain Divide LLC DV 15-64	Breach of Contract and Demand for Payment	Montana 9th Judicial District Court 512 E. Main Street Cut Bank, MT 59427	<input checked="" type="checkbox"/> Pending <input type="checkbox"/> On appeal <input type="checkbox"/> Concluded
7.2.	National Oilwell Varco LP v. Mountain Divide, LLC 201634458	Breach of Contract and Demand for Payment	Harris County Texas 201 Caroline Street Suite 420 Houston, TX 77002	<input type="checkbox"/> Pending <input type="checkbox"/> On appeal <input checked="" type="checkbox"/> Concluded
7.3.	Red River Supply, Inc. v. Mountain Divide, LLC 53-2015-CV01028	Complaint for Money Owed - Dismissed	Northwest Judicial District North Dakota Williams County PO Box 2047 Williston, ND 58802	<input type="checkbox"/> Pending <input type="checkbox"/> On appeal <input checked="" type="checkbox"/> Concluded
7.4.	Mountain Divide, LLC v. American Pipe & Supply Co., and third party defendants, Allied Engineering; Precision Coupling; Allied Tubular Products, LLC; Atlas Tubular, LLC, f/k/a Atlas Tubular LP; Sankalp Engineering f/k/a a/k/a Sankalp Forgings, PVT, Ltd. and Does A-ZZ DV 15-52	Breach of contract and warranty, negligence, strict liability and products liability for damages of a failed pipe coupling.	Glacier County, Ninth Judicial District 512 East Main Street Cut Bank, MT 59427	<input checked="" type="checkbox"/> Pending <input type="checkbox"/> On appeal <input type="checkbox"/> Concluded

Debtor **Mountain Divide, LLC**

Case number (if known)

	Case title Case number	Nature of case	Court or agency's name and address	Status of case
7.5.	American Pipe & Supply Co. v. Mountain Divide, LLC, Mountainview Energy (USA) Ltd., Wells Fargo Energy Capital, Inc., Canary, LLC, Canrig Drilling Technology, Ltd., Coil Tubing Solutions, LLC, High Plains, Inc., Missouri Basin Well Service, Inc. dba MBI Energy Services, Irongate Rental Services, LLC, K & D Enterprises, Inc. dba Pressure Pumping Services, MBI Energy Logistics, LLC, MBI Energy Rentals, Inc., M-I, LLC dba M-I SWACO, Nabors Drilling Technologies, USA, Inc., et al.	Breach of contract, unjust enrichment, quantum meruit, foreclosure of liens and other declaratory relief.	Divide County North Dakota 300 N. Main Street Crosby, ND 58730	<input checked="" type="checkbox"/> Pending <input type="checkbox"/> On appeal <input type="checkbox"/> Concluded
7.6.	Crescent Point Energy U.S. Corp v. Mountain View Energy, Inc. and Mountain Divide LLC 16-CV-341	Breach of Contract, Negligence, Breach of Fiduciary Duty, Fraud, Unjust Enrichment	US District Court - North Dakota PO Box 1193 Bismarck, ND 58502	<input checked="" type="checkbox"/> Pending <input type="checkbox"/> On appeal <input type="checkbox"/> Concluded

8. Assignments and receivership

List any property in the hands of an assignee for the benefit of creditors during the 120 days before filing this case and any property in the hands of a receiver, custodian, or other court-appointed officer within 1 year before filing this case.

☒ None
Part 4: Certain Gifts and Charitable Contributions**9. List all gifts or charitable contributions the debtor gave to a recipient within 2 years before filing this case unless the aggregate value of the gifts to that recipient is less than \$1,000**
☒ None

Recipient's name and address	Description of the gifts or contributions	Dates given	Value
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Part 5: Certain Losses**10. All losses from fire, theft, or other casualty within 1 year before filing this case.**
☒ None

Description of the property lost and how the loss occurred	Amount of payments received for the loss	Dates of loss	Value of property lost
	<p>If you have received payments to cover the loss, for example, from insurance, government compensation, or tort liability, list the total received.</p> <p>List unpaid claims on Official Form 106A/B (Schedule A/B: Assets – Real and Personal Property).</p>		

Part 6: Certain Payments or Transfers**11. Payments related to bankruptcy**

☐ None.

☐ None.

☐ None.

Debtor **Mountain Divide, LLC**

Case number (if known) _____

Part 7: Previous Locations**14. Previous addresses**

List all previous addresses used by the debtor within 3 years before filing this case and the dates the addresses were used.

☐ Does not apply

Address	Dates of occupancy From-To
14.1. 1320 Division Street, Suite 2 Billings, MT 59101	July, 2013 - June 2016

Part 8: Health Care Bankruptcies**15. Health Care bankruptcies**

Is the debtor primarily engaged in offering services and facilities for:

- diagnosing or treating injury, deformity, or disease, or
- providing any surgical, psychiatric, drug treatment, or obstetric care?

- ☒ No. Go to Part 9.
- ☐ Yes. Fill in the information below.

Facility name and address	Nature of the business operation, including type of services the debtor provides	If debtor provides meals and housing, number of patients in debtor's care
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Part 9: Personally Identifiable Information**16. Does the debtor collect and retain personally identifiable information of customers?**

- ☒ No.
- ☐ Yes. State the nature of the information collected and retained.

17. Within 6 years before filing this case, have any employees of the debtor been participants in any ERISA, 401(k), 403(b), or other pension or profit-sharing plan made available by the debtor as an employee benefit?

- ☒ No. Go to Part 10.
- ☐ Yes. Does the debtor serve as plan administrator?

Part 10: Certain Financial Accounts, Safe Deposit Boxes, and Storage Units**18. Closed financial accounts**

Within 1 year before filing this case, were any financial accounts or instruments held in the debtor's name, or for the debtor's benefit, closed, sold, moved, or transferred?

Include checking, savings, money market, or other financial accounts; certificates of deposit; and shares in banks, credit unions, brokerage houses, cooperatives, associations, and other financial institutions.

☒ None

Financial Institution name and Address	Last 4 digits of account number	Type of account or instrument	Date account was closed, sold, moved, or transferred	Last balance before closing or transfer
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19. Safe deposit boxes

List any safe deposit box or other depository for securities, cash, or other valuables the debtor now has or did have within 1 year before filing this case.

Debtor **Mountain Divide, LLC**

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☒ None

Depository institution name and address	Names of anyone with access to it Address	Description of the contents	Do you still have it?
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20. Off-premises storage

List any property kept in storage units or warehouses within 1 year before filing this case. Do not include facilities that are in a part of a building in which the debtor does business.

☒ None

Facility name and address	Names of anyone with access to it	Description of the contents	Do you still have it?
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Part 11: Property the Debtor Holds or Controls That the Debtor Does Not Own**21. Property held for another**

List any property that the debtor holds or controls that another entity owns. Include any property borrowed from, being stored for, or held in trust. Do not list leased or rented property.

☐ None

Owner's name and address	Location of the property	Describe the property	Value
Mountain View Energy, Inc. 33 1st Avenue SW Cut Bank, MT 59427	3039 Western Bluffs Blvd. Billings, MT 59106	Computer and office equipment.	\$675.00

Part 12: Details About Environment Information

For the purpose of Part 12, the following definitions apply:

Environmental law means any statute or governmental regulation that concerns pollution, contamination, or hazardous material, regardless of the medium affected (air, land, water, or any other medium).

Site means any location, facility, or property, including disposal sites, that the debtor now owns, operates, or utilizes or that the debtor formerly owned, operated, or utilized.

Hazardous material means anything that an environmental law defines as hazardous or toxic, or describes as a pollutant, contaminant, or a similarly harmful substance.

Report all notices, releases, and proceedings known, regardless of when they occurred.

22. Has the debtor been a party in any judicial or administrative proceeding under any environmental law? Include settlements and orders.

- ☒ No.
☐ Yes. Provide details below.

Case title Case number	Court or agency name and address	Nature of the case	Status of case
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23. Has any governmental unit otherwise notified the debtor that the debtor may be liable or potentially liable under or in violation of an environmental law?

- ☒ No.
☐ Yes. Provide details below.

Site name and address	Governmental unit name and address	Environmental law, if known	Date of notice
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24. Has the debtor notified any governmental unit of any release of hazardous material?

- ☒ No.
☐ Yes. Provide details below.

Debtor **Mountain Divide, LLC**

Case number (if known) _____

Site name and address

Governmental unit name and address

Environmental law, if known

Date of notice

Part 13: Details About the Debtor's Business or Connections to Any Business**25. Other businesses in which the debtor has or has had an interest**

List any business for which the debtor was an owner, partner, member, or otherwise a person in control within 6 years before filing this case. Include this information even if already listed in the Schedules.

☐ None

Business name address

Describe the nature of the business

Employer identification number

Do not include Social Security number or ITIN.

Dates business existed

26. Books, records, and financial statements

26a. List all accountants and bookkeepers who maintained the debtor's books and records within 2 years before filing this case.

☐ None

Name and address

Date of service
From-To

26a.1. **Eide Bailly, LLP**
401 N. 31st Street, Suite 1120
PO Box 7112
Billings, MT 59103-7114

2014-Present

26a.2. **Katherine Hylland**
3039 Western Bluffs Blvd
Billings, MT 59106

July, 2013 - Present.

26b. List all firms or individuals who have audited, compiled, or reviewed debtor's books of account and records or prepared a financial statement within 2 years before filing this case.

☐ None

Name and address

Date of service
From-To

26b.1. **PricewaterhouseCoopers, LLP**
Suncor Energy Center
111 5th Ave. SW, Ste. 3100, East Tower
Calgary, Alberta T2P 5L3
CANADA

2013-Present

26c. List all firms or individuals who were in possession of the debtor's books of account and records when this case is filed.

☐ None

Name and address

If any books of account and records are
unavailable, explain why

26c.1. **Katherine Hylland**
3039 Western Bluffs Blvd
Billings, MT 59106

26d. List all financial institutions, creditors, and other parties, including mercantile and trade agencies, to whom the debtor issued a financial statement within 2 years before filing this case.

☐ None

Debtor **Mountain Divide, LLC**

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Name and address

26d.1. **Wells Fargo Energy Capital, Inc.**
MAC C7300-061
1700 Lincoln Street, 6th Floor
Denver, CO 80274

27. Inventories

Have any inventories of the debtor's property been taken within 2 years before filing this case?

- ☒ No
☐ Yes. Give the details about the two most recent inventories.

Name of the person who supervised the taking of the inventory	Date of inventory	The dollar amount and basis (cost, market, or other basis) of each inventory

28. List the debtor's officers, directors, managing members, general partners, members in control, controlling shareholders, or other people in control of the debtor at the time of the filing of this case.

Name	Address	Position and nature of any interest	% of interest, if any
Patrick M. Montalban	33 1st Avenue SW Cut Bank, MT 59427	Manager	0%
Mountain View Energy, Inc.	33 1st Avenue SW Cut Bank, MT 59427	Member	100% Member
Mountainview Energy, Ltd.	2400 525 8th Avenue SW Calgary, AB Canada T2P 1G1	50% Shareholder of Debtor's Member	0%
Mountainview Energy (USA) Ltd.	33 1st Street SW Cut Bank, MT 59427	50% Shareholder of Debtor's Member	0%

29. Within 1 year before the filing of this case, did the debtor have officers, directors, managing members, general partners, members in control of the debtor, or shareholders in control of the debtor who no longer hold these positions?

- ☒ No
☐ Yes. Identify below.

30. Payments, distributions, or withdrawals credited or given to insiders

Within 1 year before filing this case, did the debtor provide an insider with value in any form, including salary, other compensation, draws, bonuses, loans, credits on loans, stock redemptions, and options exercised?

- ☐ No
☒ Yes. Identify below.

Debtor **Mountain Divide, LLC**

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	Name and address of recipient	Amount of money or description and value of property	Dates	Reason for providing the value
30.1	Mountainview Energy, Ltd. 33 1st Avenue SW Cut Bank, MT 59427	\$20,000	12/9/2015 - \$10,000 1/25/2016 - \$10,000	Transfers per intercompany agreement.
	Relationship to debtor Shareholder of Debtor's Member			
30.2	Patrick M. Montalban 33 1st Avenue SW Cut Bank, MT 59427	\$57,258.61	2015: 10/30, 11/30, 12/30. 2016: 1/28, 2/29, 3/31, 4/29, 5/27, 6/27, 7/29, 8/31, 9/29.	Payroll for work performed and expense reimbursement.
	Relationship to debtor Member			
30.3	Mountain View Energy, Inc. 33 1st Avenue SW Cut Bank, MT 59427	\$22,000	2/11/2016 - \$15,000 1/25/2016 - \$7,000	Transfer per intercompany agreement
	Relationship to debtor Member			

31. Within 6 years before filing this case, has the debtor been a member of any consolidated group for tax purposes?

- ☒ No
☐ Yes. Identify below.

Name of the parent corporation

Employer Identification number of the parent corporation

32. Within 6 years before filing this case, has the debtor as an employer been responsible for contributing to a pension fund?

- ☒ No
☐ Yes. Identify below.

Name of the parent corporation

Employer Identification number of the parent corporation

Debtor **Mountain Divide, LLC**

Case number (if known)

Part 14: Signature and Declaration

WARNING -- Bankruptcy fraud is a serious crime. Making a false statement, concealing property, or obtaining money or property by fraud in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

I have examined the information in this *Statement of Financial Affairs* and any attachments and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on **October 13, 2016**

/s/ Patrick M. Montalban

Signature of individual signing on behalf of the debtor

Patrick M. Montalban

Printed name

Position or relationship to debtor **Manager**

Are additional pages to *Statement of Financial Affairs for Non-Individuals Filing for Bankruptcy* (Official Form 207) attached?

☒ No

☐ Yes